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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/788,229

02/17/2001

Clark C. Rines

4931.212

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10/26/2004

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EXAMINER

NGUYEN, VAN KIM T

ART UNIT

PAPER NUMBER

2661

DATE MAILED: 10/26/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/788,229

Applicant(s)

RINES, CLARK C.

Examiner

Van Kim T. Nguyen

Art Unit

2661

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 February 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-13 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-13 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>2</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-13 are rejected under 35 U.S.C. 102(e) as being anticipated by Elliot et al (US 6,754,181).

Regarding claims 1-2, as shown in Figures 1-113, Elliot discloses a directory of PCM and IP addresses (1082, 1910, 1906, 1934, 1977; col. 18: lines 11-24; col. 100: lines 29-46, col. 101: line 52 – col. 102: line 18) in an enterprise including a translation address database for members of the enterprise having IP terminals, addresses for IP telephones with Internet connectivity, and addresses of other VOIP gateways on the Internet (1081, 1084, 1086); a VOIP gateway (1950; col. 18: lines 37-62) linked with the directory and connected to receive requests from both PCM and IP telephones; the VOIP gateway providing voice prompts and responses to calling party requests in the form of either DTMF digits or voice signals (col. 258: line 28 – col. 260: line 10; esp. col. 259: lines 33-36 and col. 260: lines 1-10); and the VOIP gateway further operating in response to calling party approval to automatically process a link between the calling party and a called party using a translated address assigned in the directory translation address database to the called party (col. 79: line 60 – col. 105: line 60; and col. 276: lines 9-38).

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Regarding claims 3, 6, and 8, Elliot also discloses the directory is in the form of a dedicated directory server (12012) linked with the VOIP gateway (12018) over a LAN (12016) (col. 262: line 53 – col. 263: line 20).

Regarding claims 4,7, and 9, Elliot also discloses the directory includes fields to uniquely identify a member of the enterprise by name and number codes required to translate between PCM (PSTN) and LAN (IP) environments (cols. 79– col. 105; esp. col. 101: lines 52-60, and col. 102: line 27 – col. 103: line 26).

Regarding claim 5, Elliot also discloses the voice prompts and responses are provided by a VRU (10850, 10950, 10720, 11140) coupled over a LAN (10840) to the VOIP gateway (col. 258: line 28 – col. 260: line 10; esp. col. 259: lines 33-36 and col. 260: lines 1-10).

Regarding claims 10-13, claims 10-13 are method claim that have substantially all the limitations of the respective apparatus claims 1-4. A method claim is obvious in view of an apparatus claim and vice versa if they contain substantially the same elements.

Conclusion

2. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

Rabenko et al (US 6,765,931); Eastep et al (US 6,731,625); Creswell et al (US 6,564,264); Byrne et al (US 6,539,382); Fitler, Jr. et al (US 6,366,913); and Cave et al (US 6,404,746).

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3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Van Kim T. Nguyen whose telephone number is 571-272-3073. The examiner can normally be reached on 8:00 AM - 4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kenneth Vanderpuye, can be reached on 571-272-3078. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

vkn



BRIAN NGUYEN
PRIMARY EXAMINER